



**THIS MATTER** having been opened to the Court by Defendant Mylan Pharmaceuticals Inc. ("Mylan"), by and through its attorneys, Saiber LLC and Alston & Bird, LLP, in connection with Mylan's Motion to Seal, pursuant to Local Civil Rule 5.3(c), Pages 3, 13, 14, and 15 of Defendants' Brief in Opposition to Plaintiff's *Motion In Limine* To Preclude Testimony of Defendants' Expert Dr. James R. Johnson Relating to U.S. Patent No. 5,658,590, pages 148, 184-185, and 246-256 of Exhibit 3, paragraphs 35 and 190 of Exhibit 6, and the entirety of Exhibit 7 attached to the Declaration of Victoria E. Spataro ("Spataro Declaration") filed in support of Defendants' Brief in Opposition to Plaintiff's *Motion In Limine* To Preclude Testimony of Defendants' Expert Dr. James R. Johnson Relating to U.S. Patent No. 5,658,590; and the Court having considered the papers submitted by Mylan in support of the within Motion; and papers submitted by plaintiff Eli Lilly & Company herein in opposition thereto, if any; and the Court having considered and adopted the Declaration of Victoria E. Spataro, Esq., and the Findings of Fact and Conclusions of Law submitted by Mylan in support of the within Motion; and the Court having further found that the standards of Local Civil Rule 5.3(c)(2) have been met and support the sealing of the foregoing Confidential documents and information; and the Court having considered oral argument of the parties, if any; and for the reasons set forth in the record of the proceedings, and for other and good cause having been shown,

**IT IS** on this \_\_\_\_ day of \_\_\_\_\_ 2010;

**ORDERED** that Mylan's Motion pursuant to Local Civil Rule 5.3(c) to Seal the subject documents and information be and the same is hereby granted; and it is further

**ORDERED** that the following shall be sealed:

- Pages 3, 13, 14, and 15 of Defendants' Brief in Opposition to Plaintiff's *Motion*

*In Limine* To Preclude Testimony of Defendants' Expert Dr. James R. Johnson Relating to U.S. Patent No. 5,658,590;

- Exhibit 3, pages 148, 184-185, and 246-256, attached to the Spataro Declaration filed in support of Defendants' Brief in Opposition to Plaintiff's *Motion In Limine* To Preclude Testimony of Defendants' Expert Dr. James R. Johnson Relating to U.S. Patent No. 5,658,590;
- Exhibit 6, paragraphs 35 and 190, attached to the Spataro Declaration; and
- Exhibit 7 attached to the Spataro Declaration; and it is further

**ORDERED** that said documents and information shall be sealed and shall be filed **UNDER SEAL** with this Court.

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**HONORABLE MARK FALK**  
**UNITED STATES MAGISTRATE JUDGE**